

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT NEW YORK

DENISE K. SHULL and THE RETHINK
GROUP, INC.,

Plaintiffs,

v.

ANDREW ROSS SORKIN, BRIAN
KOPPELMAN, DAVID LEVIEN, DAVID
NEVINS, TBTF PRODUCTIONS INC.,
SHOWTIME NETWORKS INC., and CBS
CORPORATION,

Defendants.

Civil No.: 18 Civ. 12400 (GPD)

NOTICE OF MOTION TO DISMISS PLAINTIFFS' COMPLAINT

PLEASE TAKE NOTICE that, upon the annexed Declaration of Elizabeth A. McNamara executed on March 8, 2019, and the exhibits annexed thereto, the accompanying Memorandum of Law, and all pleadings herein, Defendants Andrew Ross Sorkin, Brian Koppelman, David Levien, David Nevins, TBTF Productions Inc., Showtime Networks Inc., and CBS Corporation (collectively, "Defendants") hereby move before the Honorable George B. Daniels, United States District Judge, Southern District of New York, for an order dismissing the Complaint in this action with prejudice pursuant to Fed. R. Civ. P. 12(b)(6) and awarding Defendants their attorneys' fees and costs as prevailing parties pursuant to 17 U.S.C. § 505.

PLEASE TAKE FURTHER NOTICE that, pursuant to this Court's order at the parties' conference on February 28, 2019, Plaintiffs' opposition papers are due March 29, 2019, Defendants' reply papers are due April 12, 2019, and oral argument is scheduled for April 18, 2019 at 10:30 A.M.

Dated: New York, New York
March 8, 2019

Respectfully submitted,

DAVIS WRIGHT TREMAINE LLP

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